

UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION

UNITED STATES COURTS
SOUTHERN DISTRICT OF TEXAS
AS FILED

MAY 18 2006

UNITED STATES OF AMERICA,

§ § § § § § § §

Plaintiff,

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V.

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Crim. No. H-04-25 (S-2)

**RICHARD A. CAUSEY,
JEFFREY K. SKILLING, and
KENNETH L. LAY**

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Defendants.

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BUSINESS RECORDS DECLARATION OF COMPASS BANK

1. My name is Caroline Mitchell. I am a United States citizen, I am over the age of eighteen years of age, and I am competent to make this declaration. I am a Senior Vice President for Compass Bank. I am a custodian of records of Compass Bank or am otherwise qualified as a result of my position with Compass Bank to make this declaration. The facts stated in this declaration are within my personal knowledge and are true and correct.

2. I have reviewed the following record(s) that are attached to this declaration:

Exhibit No.	Beginning Bates Number	Ending Bates Number
B 00323	None	4 pages
B 00329	None	2 pages
B 00330	None	6 pages
B 00331	None	1 page
B 00336	CB/SEC 05948	CB/SEC 05948
B 00338	CB/SEC 05897	CB/SEC 05897
B 00339	CB/SEC 05899	CB/SEC 05906

Exhibit No.	Beginning Bates Number	Ending Bates Number
B 00342	CB/SEC 05930	CB/SEC 05931
B 00349	CB/SEC 05840	CB/SEC 05841
B 00374	ETF-1371F-000013	ETF-1371F-000013
B 00379	LAY-G50-1597	LAY-G50-1598
B 00381	CB/SEC 05628	CB/SEC 05628
B 00388	CB/SEC 05683	CB/SEC 05683
B 00389	CB/SEC 05684	CB/SEC 05701
B 00390	CB/SEC 05675	CB/SEC 05675
B 00396	None	1 page
B 00397	CB/SEC 05781	CB/SEC 05794
B 00398	CB/SEC 05774	CB/SEC 05780
B 00406	CB/SEC 05768	CB/SEC 05771
B 00411	CBX/SEC 01445	CBX/SEC 01445
B 00425	CB/SEC 05588	CB/SEC 05591
B 00426	CB/SEC 05587	CB/SEC 05587
B 00437	CB/SEC 05623	CB/SEC 05623
B 00642	CBX/SEC 01439	CBX/SEC 01439
B 00717	CB/SEC 05728	CB/SEC 05735
B 00718	CB/SEC 05736	CB/SEC 05744
B 00719	CB/SEC 05702	CB/SEC 05727
B 00729	CB/SEC 05809	CB/SEC 05820
B 00731	CBX/SEC 01429	CBX/SEC 01436
B 00749	LAY-G48-0003	LAY-G48-0003
B 01048	LAY-G48-0023	LAY-G48-0023

Exhibit No.	Beginning Bates Number	Ending Bates Number
B 01049	LAY-G22-0060	LAY-G22-0060
B 01051	LAY-G48-0022	LAY-G48-0022
B 01052	LAY-G48-0049	LAY-G48-0049
B 01053	LAY-G48-0017	LAY-G48-0017
B 01054	LAY-G48-0016	LAY-G48-0016
B 01055	LAY-G22-0085	LAY-G22-0086
B 01056	LAY-G48-0015	LAY-G48-0015
B 01057	LAY-G48-0035	LAY-G48-0038
B 01058	LAY-G34-1302	LAY-G34-1303
B 01059	LAY-G48-0005	LAY-G48-0005
B 01060	LAY-G48-0004	LAY-G48-0004
B 01061	LAY-G22-0066	LAY-G22-0066
B 01063	None	5 pages
B 01064	LAY-G50-1485.001	LAY-G50-1485.001
B 01065	LAY-G48-0002	LAY-G48-0002
B 01067	LAY 000012858	LAY 000012858
B 01068	LAY-G22-0007	LAY-G22-0007
B 01069	LAY 000012853	LAY 000012853
B 01071	LAY-G50-1455	LAY-G50-1455
B 01072	LAY-G44-0990	LAY-G44-0990
B 01073	CBX/SEC 01461	CBX/SEC 01461
B 01234	LAY-G22-0069	LAY-G22-0069
B 01235	LAY-G34-1568	LAY-G34-1615
B 01238	CB/SEC 05772	CB/SEC 05772

Exhibit No.	Beginning Bates Number	Ending Bates Number
B 01503	None	3 pages
B 01504	None	2 pages
B 01507	CB/SEC 05674	CB/SEC 05674
B 01513	CBX/SEC 01443	CBX/SEC 01443

3. The records listed above and attached hereto are kept by Compass Bank in the regular course of business, and they were made in the course of regularly conducted business activity as a regular practice. It was the regular course of business of Compass Bank for an employee or representative of Compass Bank, with knowledge of the act, event, condition, opinion, or diagnosis, to make the records or to transmit information of the occurrence to be included in the records. The records listed above and attached hereto were made at, near, or reasonably soon after the time of the occurrence of the matters set forth by, or from information transmitted by, a person with knowledge of those matters. The records listed above and attached hereto are the original records or exact duplicates of the original records (except for any Bates labels, exhibit stamps, and/or deposition exhibit stickers).

4. I declare under penalty of perjury that the foregoing is true and correct.

Executed on May 10, 2006
(date)



CAROLINE MITCHELL, Senior Vice President
Compass Bank
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